

THE CITY OF CLAYTON

Board of Aldermen
City Hall – 10 N. Bemiston Avenue
August 13, 2013
7:00 p.m.

Minutes

Mayor Sanger called the meeting to order and requested a roll call. The following individuals were in attendance:

Aldermen: Michelle Harris, Andrea Maddox-Dallas, Cynthia Garnholz, Mark Winings, Joanne Boulton, and Alex Berger III.

Mayor Sanger
City Manager Owens
City Attorney O’Keefe

Mayor Sanger asked for any questions or comments relating to the July 23, 2013 minutes, which were previously provided to the Board.

Alderman Garnholz moved to approve the July 23, 2013 minutes. Alderman Maddox-Dallas seconded the motion.

The motion to approve the minutes passed unanimously on a voice vote.

PUBLIC REQUESTS AND PETITIONS

None

SPECIAL EVENTS UPDATE

Gary Carter, Economic Developer, provided the Board with a PowerPoint presentation and reported that the Economic Development & Vibrant Downtown Action Team (a C the Future action team) has been meeting since January of this year. One of the group’s main concerns is the vitality of downtown Clayton. Special events were identified as an approach to increasing the vitality. The group decided to conduct research into an event with a theatrical theme.

A subcommittee has explored the possibility of holding a theatrical event in downtown Clayton sometime in 2014. While exploring a “Clayton Theater Week” concept, the group studied the Oregon Shakespeare Festival, the Stratford Festival, the Guthrie Theater, and the Chicago Theater Week. While hugely successful, these events require coordination among numerous organizations, elaborate logistics, large or dedicated performance venues, and very substantial budgets. During the research, the subgroup also reached out to local theater and production business professionals. As a result of the study, the group decided to reduce the scale of the “Clayton Theater Week” concept. Plans are to increase the number of productions each year, which would inevitably mean more visitors to downtown Clayton.

Recently, a local production company proposed a play that would be performed three times on a downtown Clayton Street over a three day period. Like Clayton’s other great events, it would not only appeal to Clayton residents, it would draw from the entire metropolitan area, which will help highlight the business community. Restaurants on the selected street would be encouraged to

remain open and expand their sidewalk dining in an effort to create a dinner theater environment. Because the event will be free to the public, the city will be responsible for funding and fund raising.

Mr. Rick Dildine, Executive/Artistic Director, Shakespeare Festival St. Louis, addressed the Board and gave a brief background history of "Shakespeare in the Street" program and what they would like to bring to Clayton. He explained that they would have three events throughout the summer and into the fall. Their "show" would not only involve citizens/residents of Clayton, but will also bring in people from all over the metropolitan area.

Mr. Bryan Carr, owner of Pomme Restaurant, addressed the Board stating that he is in support of this event and feels that the concept/entertainment is doable and would bring in lots of people and would not compete with the interests of the restaurants.

Mayor Sanger suggested that the restaurants possibly collaborate and create a menu for the evening of the events.

In response to Alderman Boulton's question regarding competition with the Art Fair, Mr. Carr confirmed that "yes" there is competition when it involves providing food. He noted that in other instances the restaurants do very well at other times, especially during parents' weekend at Washington University.

Mayor Sanger commented that the members of the Mayor's Youth Advisory Committee were really excited about the possibility of the event coming to Clayton. The event could attract people of all ages.

In response to Alderman Garnholz's question regarding funding the \$75,000 cost, Gary Carter stated that they are hoping to attract corporate sponsorships or possibly present it to the Clayton Century Foundation.

In response to Alderman Winings' question, Mr. Dildine stated that their first opening night this year attracted 750 people and his goal for Clayton is 1,000 people per night.

Mayor Sanger noted that they would have to discuss the 8:00 p.m. event start time, because most events in Clayton start earlier in an effort to keep business citizens here after 5:00 p.m.

Alderman Harris commented that she thinks it would be a wonderful event and a great way to "test the waters" on a bigger theater effort down the road.

City Manager Owens clarified that the Board is comfortable with staff moving forward and working out the details and with the goal to raise the money privately.

AN ORDINANCE TO CONSIDER APPROVING A THIRD QUARTER AMENDMENT TO THE FISCAL YEAR 2013 BUDGET

Janet Watson, Finance Director, reported that as part of the quarterly budget review, staff is presenting for the Board's consideration an amendment to the Fiscal Year 2013 (FY13) budget.

	FY13 Budget Before Amendment	FY13 3rd Quarter Amendment Requested	FY13 Budget After Amendment
Beginning Fund Balance	\$70,345,590		
Revenues	\$49,448,447	\$36,000	\$49,484,447
Expenditures	<u>\$56,436,757</u>	<u>(\$2,038,830)</u>	<u>\$54,397,927</u>

Ending Fund Balance	\$63,357,280	\$2,074,830	\$65,432,110
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General Fund

Expenditures - \$9,717 Decrease

- With the federal government's implementation of sequestration of funds, the City has been informed that the federal rebates on Build America Bonds will be reduced by 8.7% until further notice. This effected one reimbursement in FY13 in the amount of \$9,717 and to provide for this change in reimbursement of the debt service payments; this amount is being funded through a transfer-out from the General Fund.

Sewer Lateral Fund

Expenditures - \$50,000 Increase

- The City projects the amount planned for sewer lateral repairs will be exceeded this fiscal year and the budget is being increased by \$50,000 for these projected expenditures

Capital Improvement Fund

Revenue -\$36,000 Increase

- The City has been granted funds from the Missouri Department of Natural Resources for a rain garden in Shaw Park in the amount of \$6,000. The City has also received a grant in the amount of \$30,000 for the Ice Rink design.

Expenditures - \$2,098,547 Decrease

- The pavilion project will not be completed this year; therefore \$304,547 of expenditures will not occur this year. The Ice Rink design project was added for \$35,000 mostly funded through a grant. And ball field improvements to fields #3 and #4 have been moved forward to this fall so that all work in Shaw Park will be completed near the same time. For this purpose the budget is being amended to add \$80,000 of the cost toward this project for the portion that will occur this year.
- An error was made in the first budget amendment of the year for traffic signal and streetscape improvements. Certain projects were not able to be completed last year and those amounts were reduced in the FY12 budget, and then added to the FY13 budget in the first amendment. This was in error as the FY13 original budget had already accounted for the change in project completion dates.
- Street resurfacing projects of \$150,000 will not occur until next fiscal year.
- The final payments on the police building did not occur until the current fiscal year. We believe this amount accounts for all final costs.
- A project for ADA compliant curb and sidewalk ramps is being added through the use of Community Development Block Grant (CDBG) funds in the amount of \$35,000.

Debt Service Funds

Revenue – No net change

- Due to the federal government's implementation of sequestration of funds This amendment reduces the amount of federal rebates the City will receive by \$9,717 and increases the transfer-in from the General Fund to cover this amount.

Alderman Harris introduced Bill No. 6406, an ordinance to approve the 3rd Quarter Budget Amendment to be read for the first time by title only. Alderman Maddox-Dallas seconded.

City Attorney O'Keefe reads Bill No. 6406, an ordinance Amending the Fiscal Year 2013 Budget and Appropriating Funds pursuant thereto for the first time by title only.

The motion passed unanimously on a voice vote.

Alderman Harris introduced Bill No. 6406, an ordinance to approve the 3rd Quarter Budget Amendment to be read for the second time by title only. Alderman Maddox-Dallas seconded.

City Attorney O'Keefe reads Bill No. 6406 for the second time; Alderman Harris – Aye; Alderman Maddox-Dallas – Aye; Alderman Garnholz – Aye; Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Berger – Aye; and Mayor Sanger – Aye. The Bill was adopted and became Ordinance No. 6283 of the City of Clayton.

AN ORDINANCE TO CONSIDER AMENDING CHAPTER 130 OF THE MUNICIPAL CODE TO ENACT A NEW SECTION RELATING TO COURT COSTS

City Manager Owens requests that this item is not considered by the Board tonight because it may not apply to the City of Clayton.

A RESOLUTION TO CONSIDER READOPTING PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST

City Manager Owens reported that in 1991, the Missouri General Assembly adopted the ethics/personal financial disclosure law, which affects municipalities with an annual operating budget in excess of \$1 million. The ethics legislation allowed political subdivisions to establish their own method of disclosing potential conflicts of interest and substantial interests. Accordingly, pursuant to Section 105.485 of the Missouri Revised Statutes, on August 13, 1991, the City adopted by ordinance its own simplified personal financial disclosure requirements.

According to Section 105.485.4, RSMo., the Missouri Ethics Commission requires each affected municipality to readopt the personal financial disclosure ordinance in an open meeting biennially by September 15th.

Recommendation is to approve the resolution readopting the City of Clayton's procedure to disclose potential conflicts of interest and substantial interests for certain municipal officials.

In response to Mayor Sanger's question, June Frazier, City Clerk stated that this is a requirement of the State of Missouri that the Board readopt the resolution and send a copy with the ordinance to the State Ethics Commission no later than September 15th of each year.

Alderman Harris moved to approve Resolution No. 13-18, a resolution to Readopt Procedure to Disclose Potential Conflicts of Interest. Alderman Maddox-Dallas seconded.

The motion passed unanimously on a voice vote.

APPOINTMENTS TO BOARDS AND COMMISSIONS

The following individuals have expressed interest in being appointed to or, as the case may be, continuing to serve as a member of the following Boards or Commissions of the City. Mayor Sanger has reviewed and agrees with the recommendations for appointment or reappointment to the respective Board or Commission and, therefore, submits the following nominations for the Board's consideration.

Board of Appeals - Azarnoosh Ashrafzadeh, Ward 1

Boundary Commission - Jeanne Most, Ward 1; Charles "Chuck" Farris, Ward 2; and Sandy MacLean, Ward 3

In response to Mayor Sanger's question, Alderman Harris stated that they have not chosen a chairman for the Parks and Recreation Commission, but they will have a selection ready for the next meeting.

Alderman Harris moved to approve the Boards & Commissions appointments. Alderman Maddox-Dallas seconded.

The motion passed unanimously on a voice vote.

Other

Alderman Boulton reported that she and Mayor Sanger met with Hank Webber, Washington University. She said that the meeting was enlightening and that they are open to conversation and eager to remain a partner in going forward within the community. She commented that they are a great asset in our community.

Alderman Berger reported that he attended both of the Pension Board meetings, Non-Uniformed Retirement Board and the Uniformed Retirement Board. He said that the most important conclusions from both meetings are that the City is well positioned. From a scorecard point of view the City is doing very well.

Mayor Sanger added that he was most impressed that both Boards are very conservative and the City is probably in better shape than what they report and reassured the Board that the City is in a very good position.

Mayor Sanger noted that the Patch representative was not in attendance tonight. He said that the last information that he had heard was that our representative was expecting to not have a job this week.

There being no further business the meeting was adjourned at 7:36 p.m.

Mayor

ATTEST:

City Clerk